

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 8889 of 1997

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

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1. Whether Reporters of Local Papers may be allowed : NO
to see the judgements?
2. To be referred to the Reporter or not? : NO
3. Whether Their Lordships wish to see the fair copy : NO
of the judgement?
4. Whether this case involves a substantial question : NO
of law as to the interpretation of the Constitution
of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge? : NO

GD NAYAK

Versus

STATE OF GUJARAT

Appearance:

MR PV HATHI for Petitioners

MR HH PATEL for Respondent No. 1, 3

MR HC PATEL for Respondent No. 2

CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 16/08/1999

ORAL JUDGEMENT

Heard the learned counsel for the parties.

2. So far as the grievance regarding the correction
of seniority is concerned, it has been redressed and to
that extent the grievance made by the petitioners in this
special civil application does not survive.

3. Still Shri Hathi made two grievances before this Court. Firstly, it is contended that this Court may give direction to the respondents to give all consequential benefits flowing due to the revision of seniority of the petitioners. Secondly, he prays that it is fit case where costs has to be awarded to the petitioners.

4. So far as the first grievance is concerned, when the seniority of the petitioners have been revised then whatever consequential benefits flowing therefrom are to have given to them by the respondents for which it is hereby ordered that this exercise has to be undertaken within a period of three months and result thereof has to be intimated to the petitioners. So far as the second grievance is concerned, under the order dated 28th June, 1999, costs has already been imposed upon the respondents but it was ordered to be deposited in the National Defence Fund for the reasons stated in the order. Now I do not find any further necessity to impose costs upon the respondents.

5. The special civil application and Rule therein stand disposed of accordingly.

zgs/-